

**SUPREME COURT MINUTES  
WEDNESDAY, JANUARY 4, 2006  
SAN FRANCISCO, CALIFORNIA**

**S138104**D043383 Fourth Appellate District,  
Division One

CASTANEDA v. OLSHER

Petition for review granted

Votes: George, C.J., Kennard, Baxter,  
Werdegarr, Chin, and Moreno, JJ.**S138382**E036325 Fourth Appellate District,  
Division Two

PEOPLE v. GIORDANO

Petition for review granted

Votes: George, C.J., Kennard, Werdegarr, Chin,  
and Moreno, JJ.**S139133**A107711 First Appellate District,  
Division Four

MIKLOSKY v. U.C. REGENTS

Petition for review granted

Votes: George, C.J., Kennard, Werdegarr, and  
Moreno, JJ.**S139184**B179206 Second Appellate District,  
Division Five

JOHNSON v. AMERICAN STANDARD, INC.

Petition for review granted

Votes: George, C.J., Kennard, Baxter,  
Werdegarr, Chin, and Moreno, JJ.**S139285**D043684 Fourth Appellate District,  
Division One

GROSSET v. WENNAS (HUANG)

Petition for review granted

Votes: George, C.J., Kennard, Baxter,  
Werdegarr, Chin, and Moreno, JJ.**S110830**B151004 Second Appellate District,  
Division Two

R. (OSCAR), IN RE

Dismissed per rule 29.3(b), and remanded to CA 2/2

In light of the decision in John L. v. Superior  
Court, (2004) 33 Cal.4th 158, review in the  
above-entitled matter is dismissed. (Cal. Rules  
of Court, rule 29.3(b).)Votes: George, C.J., Kennard, Baxter, Chin, and  
Moreno, JJ.

**S134300**

C041603 Third Appellate District

CALIFORNIA EARTH CORPS v. STATE LANDS  
COMMISSION (DEVELOPERS DIVERSIFIED  
REALTY)

Dismissed per rule 29.3(b), and remanded to CA 3

In light of the recent amendment of Public  
Resources Code section 6307 (Stats. 2005, ch.  
585, § 1-4, enacted Sept. 8, 2005), review in the  
above-entitled matter is dismissed.

Votes: George, C.J., Kennard, Baxter,  
Werdegar, Chin, and Moreno, JJ.

**S136346**

DALE ON DISCIPLINE

Petition for writ of review denied

Petition for writ of review DENIED. It is  
ordered that **JOSHUA M. DALE, State Bar  
No. 170126**, be suspended from the practice of  
law for one year, that execution of the  
suspension be stayed, and that he be placed on  
probation for two years subject to the conditions  
of probation, including four months actual  
suspension, recommended by the Review  
Department of the State Bar Court in its opinion  
filed on May 6, 2005. It is also ordered that he  
take and pass the Multistate Professional  
Responsibility Examination within one year  
after the effective date of this order. (See  
Segretti v. State Bar (1976) 15 Cal.3d 878, 891,  
fn. 8.) It is further ordered that he comply with  
rule 955 of the California Rules of Court, and  
that he perform the acts specified in  
subdivisions (a) and (c) of that rule within 30  
and 40 calendar days, respectively, after the  
effective date of this order.\* Costs are awarded  
to the State Bar in accordance with Business &  
Professions Code § 6086.10 and payable in  
accordance with Business & Professions  
Code § 6140.7.

\*(See Bus. and Prof. Code, § 6126, subd. (c).)

**S137929**

B176199 Second Appellate District,  
Division Five

PEOPLE v. SANDOVAL

Petitions for review denied

**S138138**

A105405 First Appellate District,  
A106473 Division Three

VOGEL v. AMERICAN AMATEUR BASEBALL  
CONGRESS

Petition for review & publication request denied

**S138142**

B185741 Second Appellate District,  
Division One

JENKINS (DOUGLAS LEE) ON H.C.

Petition for review denied

**S138144**

E035563 Fourth Appellate District,  
Division Two

PEOPLE v. THORNTON

Petitions for review denied

**S138149**

A111140 First Appellate District,  
Division Two

MORRISON (CURTIS L.) ON H.C.

Petition for review denied

**S138170**

E035692 Fourth Appellate District,  
Division Two

PEOPLE v. GONZALEZ

Petitions for review denied

**S138201**

B186282 Second Appellate District,  
Division Two

HERRICK CORPORATION v. S.C. (PEOPLE)

Petition for review and application for stay denied

**S138231**

B186266 Second Appellate District,  
Division Five

RODRIGUEZ (MIKEAL) ON H.C.

Petition for review denied

**S138241**

B186247 Second Appellate District,  
Division Six

MILLAN v. S.C. (PEOPLE)

Petition for review denied

**S138247**

E035950 Fourth Appellate District,  
Division Two

PEOPLE v. VERGARA

Petition for review denied

**S138265**

B174938 Second Appellate District,  
Division Five

PEOPLE v. LU

Petitions for review denied

**S138269**

A103504 First Appellate District,  
Division Two

## PEOPLE v. SHIELDS

Petition for review denied

**S138284**

A106685 First Appellate District,  
Division One

## PEOPLE v. SMITH

Petition for review denied

Kennard, J., is of the opinion the petition should  
be granted.

**S138286**

B175014 Second Appellate District,  
Division Four

## PEOPLE v. GRIJALVA

Petition for review denied

**S138289**

A111644 First Appellate District,  
Division Two

## JOHNSON (JAMES T.) ON H.C.

Petition for review denied

**S138299**

A110980 First Appellate District,  
Division One

## NORTHROP (THOMAS) ON H.C.

Petition for review denied

**S138339**

A107900 First Appellate District,  
Division Two

## PEOPLE v. BROWN

Petition for review denied

**S138355**

A106940 First Appellate District,  
Division One

## PEOPLE v. NORBERT

Petition for review denied

**S138372**

B174393 Second Appellate District,  
Division Seven

## PEOPLE v. JONES

Petitions for review denied

**S138373**

H029393 Sixth Appellate District

## COLLIER (DOUGLAS) ON H.C.

Petition for review denied

**S138385**

C048543 Third Appellate District

## PEOPLE v. YOST

Petition for review denied

<b>S138394</b> B185437 Second Appellate District, Division Eight	PATTERSON (MICHAEL AMIL) ON H.C. Petition for review denied
<b>S138406</b> B186136 Second Appellate District, Division Four	BENAVIDES (WALTER A.) ON H.C. Petition for review denied
<b>S138412</b> A111298 First Appellate District, Division One	LAWSON v. S.C. (PEOPLE) Petition for review denied
<b>S138424</b> A111680 First Appellate District, Division Four	COLE (WALTER) ON H.C. Petition for review denied
<b>S138426</b> B184646 Second Appellate District, Division Four	PRATT (THOMAS) ON H.C. Petition for review denied
<b>S138457</b> H027369 Sixth Appellate District	PEOPLE v. HEARD Petition for review denied
<b>S138460</b> H028436 Sixth Appellate District	HEARD (JOHN) ON H.C. Petition for review denied
<b>S138463</b> E034846 Fourth Appellate District, Division Two	PEOPLE v. PRIEN Petition for review denied
<b>S138465</b> H027368 Sixth Appellate District	PEOPLE v. HEARD Petition for review denied
<b>S138472</b> C050913 Third Appellate District	PAYNE (GERALD J.) ON H.C. Petition for review denied

**S138481**  
H027629 Sixth Appellate District

PEOPLE v. CHANG  
Petition for review denied

without prejudice to the filing of a petition for writ of habeas corpus in the Santa Clara County Superior Court. (See People v. Wagoner (1979) 89 Cal.App.3d 605, 611.)

**S138485**  
E038969 Fourth Appellate District,  
Division Two

ATCHLEY (RICHARD ALLEN) ON H.C.  
Petition for review denied

**S138511**  
B172142 Second Appellate District,  
Division Four

PEOPLE v. CARDWELL  
Petition for review denied

**S138517**  
E036419 Fourth Appellate District,  
Division Two

PEOPLE v. TARVER  
Petitions for review denied

**S138519**  
E038979 Fourth Appellate District,  
Division Two

JONES (DESMOND CHECOTHA) ON H.C.  
Petition for review denied

**S138525**  
C046842 Third Appellate District

PEOPLE v. JAMES  
Petition for review denied

**S138549**  
B175688 Second Appellate District,  
Division Three

PEOPLE v. CRUZ  
Petition for review denied

**S138565**  
A106400 First Appellate District,  
Division Five

PEOPLE v. MOORING  
Petition for review denied

**S138572**  
H027283 Sixth Appellate District

PEOPLE v. PLISKA  
Petition for review denied

Kennard, J., is of the opinion the petition should be granted.

**S138574**

B170140 Second Appellate District,  
Division Two

## PEOPLE v. BOURNES

Petition for review denied

**S138575**

B185459 Second Appellate District,  
Division One

## JORDAN (JOHNNIE) ON H.C.

Petition for review denied

**S138580**

D042877 Fourth Appellate District,  
Division One

## PEOPLE v. SHAW

Petition for review denied

**S138596**

A109294 First Appellate District,  
A111183 Division Two

## LONG (MICHAEL DWAYNE) ON H.C.

Petitions for review denied

**S138600**

F045300 Fifth Appellate District

## PEOPLE v. RIBERA

Petition for review denied

**S138615**

C044646 Third Appellate District

## PEOPLE v. CLARK

Petition for review denied

**S138617**

B175716 Second Appellate District,  
Division Three

## PEOPLE v. MALDONADO

Petition for review denied

**S138646**

B174160 Second Appellate District,  
Division Eight

## PEOPLE v. HIMES

Petition for review denied

**S138667**

F045737 Fifth Appellate District

## PEOPLE v. RENTERIA

Petition for review denied

**S138679**

B173987 Second Appellate District,  
Division Eight

FOUNDATION FOR TAXPAYER & CONSUMER  
RIGHTS

Petition for review denied

**S138706**  
C045875 Third Appellate District

PEOPLE v. KORN  
Petition for review denied

**S138726**  
B174616 Second Appellate District,  
Division Eight

PEOPLE v. JAMES  
Petition for review denied

**S138760**  
A103411 First Appellate District,  
Division Three

PEOPLE v. DELEON  
Petition for review denied

**S138771**  
E036835 Fourth Appellate District,  
Division Two

PEOPLE v. JOHNSON  
Petition for review denied

**S138772**  
A111803 First Appellate District,  
Division Three

MENCHACA (GERARDO J.) ON H.C.  
Petition for review denied

**S138787**  
F048943 Fifth Appellate District

CRUZ (ALFREDO H.) ON H.C.  
Petition for review denied

**S138807**  
C051077 Third Appellate District

CIRCLE K STORES v. DEPARTMENT OF  
ALCOHOLIC  
Petition for review denied

**S138819**  
D044912 Fourth Appellate District,  
Division One

PEOPLE v. DELREAL  
Petition for review denied

**S138846**  
A103145 First Appellate District,  
Division Three

KOCH v. HANKINS  
Petition for review denied

The request for an order directing publication of  
the opinion is denied.

**S138874**  
B178573 Second Appellate District,  
Division Four

VINCI v. POLLYEA  
Petition for review denied



**S138878**

A108916 First Appellate District,  
Division Three

PEOPLE v. EPPS

Petition for review denied

**S138880**

A103286 First Appellate District,  
Division Two

PEOPLE v. POWELL

Petition for review denied

**S138884**

LEVI ON ADMISSION

Petition for writ of review denied

**S138913**

D043961 Fourth Appellate District,  
Division One

PEOPLE v. MOORE

Petition for review denied

**S138926**

B183992 Second Appellate District,  
Division Two

BREN v. S.C. (BREN)

Petition for review denied

**S138943**

D044255 Fourth Appellate District,  
Division One

LE v. SAM

Petition for review denied

**S138957**

H027499 Sixth Appellate District

ZAHNISER v. HLO COMPANY

Petition for review denied

**S138965**

E035062 Fourth Appellate District,  
Division Two

PEOPLE v. CRESPO

Petition for review denied

**S138968**

B178512 Second Appellate District,  
Division Six

PEOPLE v. ARCEO

Petition for review denied

**S138969**

B177476 Second Appellate District,  
Division Two

PEOPLE v. BLACKWELL

Petition for review denied

**S138973**

B178501 Second Appellate District,  
Division Three

PEOPLE v. LOREDO

Petition for review denied

**S138990**

F045695 Fifth Appellate District

PEOPLE v. ROBLES

Petition for review denied

**S138992**

A106409 First Appellate District,  
Division Three

PEOPLE v. THOMAS

Petition for review denied

**S139005**

D041699 Fourth Appellate District,  
Division One

PEOPLE v. GOMEZ

Petition for review denied

**S139009**

F046406 Fifth Appellate District

PEOPLE v. JOHNSON

Petition for review denied

**S139014**

B179898 Second Appellate District,  
Division Two

PEOPLE v. SIMMONS

Petition for review denied

**S139015**

B176788 Second Appellate District,  
Division Six

PEOPLE v. TAYLOR

Petition for review denied

**S139016**

B178009 Second Appellate District,  
Division Eight

PEOPLE v. MILLER

Petition for review denied

**S139019**

B174869 Second Appellate District,  
Division Seven

PEOPLE v. MALLOY

Petition for review denied

**S139020**

A107130 First Appellate District,  
Division One

GOSHORN v. STATE OF CALIFORNIA

Petition for review denied

**S139021**

B174455 Second Appellate District,  
Division Four

## VIOLA v. STATE OF CALIFORNIA

Petition for review denied

**S139022**

E036119 Fourth Appellate District,  
Division Two

## PEOPLE v. CARDOZA

Petition for review denied

**S139028**

H027877 Fifth Appellate District  
C318833

## PEOPLE v. DOMINGUEZ

Petitions for review denied

**S139029**

A104988 First Appellate District,  
Division Three

## PEOPLE v. BUFORD

Petition for review denied

**S139030**

H028156 Sixth Appellate District

## PEOPLE v. PICKENS

Petition for review denied

**S139031**

A107209 First Appellate District,  
Division Four

## JIM BEAM BRANDS v. FRANCHISE TAX BOARD

Petition for review denied

**S139032**

A104275 First Appellate District,  
A105189 Division Two

## OLICK v. MICHELL

Petition for review denied

**S139034**

B178645 Second Appellate District,  
Division Six

## MEDRANO v. DEPARTMENT OF CORRECTIONS

Petition for review denied

**S139036**

B183202 Second Appellate District,  
Division Five

## WEDBUSH MORGAN SECURITIES v. WORLEY

Petition for review denied

**S139038**

C049893 Third Appellate District

## PEOPLE v. CROCKETT

Petition for review denied

**S139040**

C045794 Third Appellate District

## PEOPLE v. ROWELL

Petition for review denied

Kennard, J., is of the opinion the petition should be granted.

**S139042**D044408 Fourth Appellate District,  
Division One

## PEOPLE v. STRONACH

Petition for review denied

**S139043**A111865 First Appellate District,  
Division Five

## C. (BURETTA) v. S.C. (ANTHONY C.)

Petition for review denied

**S139045**

H028497 Sixth Appellate District

## V. (JULIA), IN RE

Petition for review denied

**S139051**G034750 Fourth Appellate District,  
Division Three

## PEOPLE v. HANEY

Petition for review denied

**S139052**A102560 First Appellate District,  
A104091 Division Two

## PEOPLE v. GAITAN

Petition for review denied

**S139058**

F048050 Fifth Appellate District

## M. (B.), IN RE

Petition for review denied

**S139062**

F046541 Fifth Appellate District

## PEOPLE v. HENSON

Petition for review denied

**S139064**B170431 Second Appellate District,  
Division Three

## PEOPLE v. MADRIGAL

Petition for review denied

**S139065**

C049946 Third Appellate District

## BJORK v. RAMSEY

Petition for review denied

**S139067**

D044029 Fourth Appellate District,  
Division One

PEOPLE v. ESPINAL

Petition for review denied

**S139068**

B180317 Second Appellate District,  
Division Five

CARSON HARBOR VILLAGE v. CITY OF CARSON  
MOBILEHOME PARK RENTAL REVIEW BOARD

Petition for review denied

**S139069**

A106132 First Appellate District,  
Division Two

PEOPLE v. KEMPER

Petition for review denied

**S139070**

B180060 Second Appellate District,  
Division Six

V. (RENE), IN RE

Petition for review denied

**S139075**

A105990 First Appellate District,  
Division One

PEOPLE v. HILBERT

Petition for review denied

**S139076**

B176770 Second Appellate District,  
Division Seven

PEOPLE v. CARTER

Petition for review denied

**S139079**

B180020 Second Appellate District,  
Division Six

PEOPLE v. DIVENS

Petition for review denied

**S139083**

A103850 First Appellate District,  
Division Two

PEOPLE v. SPRANKLE

Petition for review denied

**S139084**

F046241 Fifth Appellate District

PEOPLE v. FIGURA

Petition for review denied

Baxter, J., was recused and did not participate.

**S139085**

G033906 Fourth Appellate District,  
Division Three

PEOPLE v. HENDERSON

Petition for review denied

**S139086**

A112001 First Appellate District,  
Division Five

SORENSEN v. S.C. (SORENSEN)

Petition for review denied

**S139089**

B180341 Second Appellate District,  
Division Eight

PEOPLE v. CARPENTER

Petition for review denied

**S139091**

B178824 Second Appellate District,  
Division Eight

PEOPLE v. MEDINA

Petition for review denied

**S139093**

E035191 Fourth Appellate District,  
Division Two

PEOPLE v. DIAZ

Petition for review denied

**S139094**

B169300 Second Appellate District,  
Division Four

PEOPLE v. THOMAS

Petition for review denied

**S139098**

C047060 Third Appellate District

PEOPLE v. TILLMAN

Petition for review denied

**S139100**

E036465 Fourth Appellate District,  
Division Two

PEOPLE v. TALHELM

Petition for review denied

**S139101**

A110191 First Appellate District,  
Division Four

PEOPLE v. PALOMAR

Petition for review denied

**S139104**

B167962 Second Appellate District,  
Division Four

PEOPLE v. HEROD

Petition for review denied

<b>S139106</b> B175005 Second Appellate District, Division Two	BENNETT v. U.C. REGENTS Petition for review denied
<b>S139111</b> B180032 Second Appellate District, Division Five	PEOPLE v. GARCIA Petition for review denied
<b>S139113</b> B177046 Second Appellate District, Division Four	PEOPLE v. PEARSON Petition for review denied
<b>S139114</b> B178531 Second Appellate District, Division Two	PEOPLE v. B. (O.) Petition for review denied
<b>S139115</b> A101084 First Appellate District, Division Two	PEOPLE v. SORIA Petition for review denied
<b>S139116</b> C046814 Third Appellate District	PEOPLE v. WILLIAMS Petition for review denied
<b>S139118</b> D045454 Fourth Appellate District, Division One	PEOPLE v. ROSALES Petition for review denied
<b>S139119</b> B177790 Second Appellate District, Division One	LASERSON v. DEWITT Petition for review denied
<b>S139121</b> B177202 Second Appellate District, Division Eight	PEOPLE v. SINTAY Petition for review denied
<b>S139122</b> B180001 Second Appellate District, Division Three	PEOPLE v. BULLINGTON Petition for review denied

**S139123**

D043073 Fourth Appellate District,  
Division One

## PEOPLE v. MELLO

Petition for review denied

**S139129**

B181125 Second Appellate District,  
Division Six

## PEOPLE v. SALCEDO

Petition for review denied

**S139131**

D045114 Fourth Appellate District,  
Division One

## PEOPLE v. OLIVER

Petition for review denied

**S139135**

D044764 Fourth Appellate District,  
Division One

WITTMACK v. CHUBB GROUP OF INSURANCE  
COMPANIES

Petition for review denied

**S139137**

D044911 Fourth Appellate District,  
Division One

## MILLER v. WEITZEN

Petition for review denied

**S139138**

E036028 Fourth Appellate District,  
Division Two

## PEOPLE v. GORE

Petition for review denied

**S139141**

B164713 Second Appellate District,  
Division Seven

## LOWGREN v. INMAN, SPINOSA &amp; BUCHAN

Petition for review denied

**S139142**

B185720 Second Appellate District,  
Division Eight

## KIM v. S.C. (DOME ENTERTAINMENT)

Petition for review denied

**S139143**

F047844 Fifth Appellate District

## F. (TREVON), IN RE

Petition for review denied

**S139144**

B171476 Second Appellate District,  
Division Seven

## PEOPLE v. VELASQUEZ

Petition for review denied



**S139148**

D045840 Fourth Appellate District,  
Division One

PEOPLE v. MARTINEZ

Petition for review denied

**S139149**

D042017 Fourth Appellate District,  
Division One

PEOPLE v. WILKERSON

Petition for review denied

**S139153**

E037433 Fourth Appellate District,  
Division Two

C. (DAVID), IN RE

Petition for review denied

**S139154**

B166502 Second Appellate District,  
Division Four

PEOPLE v. WHITE

Petition for review denied

**S139155**

F049124 Fifth Appellate District

FINANCIAL PACIFIC INSURANCE v. S. C.  
(MARTINEZ)

Petition for review and application for stay denied

Baxter, J., was recused and did not participate.

**S139156**

B167211 Second Appellate District,  
Division Seven

SOUTH GATE ROD & GUN CLUB v. CITY OF  
SOUTH GATE (GWS WHOLESALE NURSERY &  
SUPPLY, INC.

Petition for review denied

**S139159**

B179696 Second Appellate District,  
Division Eight

PEOPLE v. JOHN

Petition for review denied

**S139161**

E036943 Fourth Appellate District,  
Division Two

C. (KIANNA), IN RE

Petition for review denied

**S139162**

B171870 Second Appellate District,  
Division Four

PEOPLE v. AGUILAR

Petition for review denied

**S139164**

B182329 Second Appellate District,  
Division One

PEOPLE v. BLAKE

Petition for review denied

**S139165**

B170801 Second Appellate District,  
Division Two

PEOPLE v. DIAZ

Petition for review denied

**S139166**

H027516 Sixth Appellate District

PEOPLE v. TORRES

Petition for review denied

**S139172**

D043811 Fourth Appellate District,  
Division One

HALLOCK v. KIMMEL

Petition for review denied

**S139173**

E036322 Fourth Appellate District,  
Division Two

PEOPLE v. STOLTIE

Petition for review denied

**S139176**

F046617 Fifth Appellate District

PEOPLE v. MORECRAFT

Petition for review denied

**S139178**

D045346 Fourth Appellate District,  
Division One

KORTH, ESTATE OF

Petition for review denied

**S139179**

A105299 First Appellate District,  
Division Two

PEOPLE v. SHEA

Petition for review denied

**S139180**

B186872 Second Appellate District,  
Division Seven

SCOTTS COMPANY v. S.C. (EMPLOYERS  
INSURANCE)

Petition for review denied

**S139181**

B177246 Second Appellate District,  
Division Four

RODRIGUEZ v. LINENS N THINGS, INC.

Petition for review denied

**S139183**

D045310 Fourth Appellate District,  
Division One

PEOPLE v. DEMAY

Petition for review denied

**S139186**

D042779 Fourth Appellate District,  
Division One

PEOPLE v. CROTEAU

Petition for review denied

**S139188**

D044292 Fourth Appellate District,  
Division One

PEOPLE v. BRADWAY

Petition for review denied

**S139192**

G034150 Fourth Appellate District,  
Division Three

AHMED v. DEPARTMENT OF MOTOR VEHICLES

Petition for review denied

**S139194**

G034071 Fourth Appellate District,  
Division Three

AHMED v. DEPARTMENT OF MOTOR VEHICLES

Petition for review denied

**S139206**

A109576 First Appellate District,  
Division Five

COUNTY OF ALAMEDA v. S.C. (SAN LEANDRO)

Petition for review denied

**S139208**

B177441 Second Appellate District,  
Division Eight

PEOPLE v. JONES

Petition for review denied

**S139212**

D047444 Fourth Appellate District,  
Division One

HOLLOWAY v. S.C.(PEOPLE)

Petition for review denied

**S139223**

B176696 Second Appellate District,  
Division One

PEOPLE v. JONES

Petition for review denied

**S139232**

H027044 Sixth Appellate District

PEOPLE v. PATTON

Petition for review denied

<b>S139238</b> D045729 Fourth Appellate District, Division One	PEOPLE v. THOMAS Petition for review denied
<b>S139239</b> E037009 Fourth Appellate District, Division Two	PEOPLE v. SANCHEZ Petition for review denied
<b>S139246</b> F048399 Fifth Appellate District	E. (CASARAH), IN RE Petition for review denied
<b>S139248</b> B179528 Second Appellate District, Division One	PEOPLE v. VENEGAS Petition for review denied
<b>S139249</b> C047261 Third Appellate District	PEOPLE v. JONES Petition for review denied
<b>S139250</b> B171758 Second Appellate District, Division Eight	PEOPLE v. RIVAS Petition for review denied
<b>S139252</b> F047750 Fifth Appellate District	PEOPLE v. VILLANUEVA Petition for review denied
<b>S139259</b> B187135 Second Appellate District, Division Seven	SCOTTS COMPANY v. S.C. (ITT ) Petition for review denied
<b>S139269</b> A106919 First Appellate District, Division Four	PEOPLE v. DOWNER Petition for review denied
<b>S139271</b> D043748 Fourth Appellate District, Division One	PEOPLE v. SANDOVAL Petition for review denied

<b>S139276</b> B181041 Second Appellate District, Division Two	PEOPLE v. PANAMENO Petition for review denied
<b>S139282</b> A109090 First Appellate District, Division Four	PEOPLE v. RODRIGUEZ Petition for review denied
<b>S139286</b> B166034 Second Appellate District, Division Four	PEOPLE v. PEREZ Petition for review denied
<b>S139289</b> B176197 Second Appellate District, Division Eight	PEOPLE v. MCCRARY Petition for review denied
<b>S139293</b> B178425 Second Appellate District, Division Four	PEOPLE v. BETANCOURT Petition for review denied
<b>S139294</b> B178504 Second Appellate District, Division Five	PEOPLE v. SEPULVEDA Petition for review denied
<b>S139295</b> B177403 Second Appellate District, Division Four	PEOPLE v. MARTINEZ Petition for review denied
<b>S139299</b> B180179 Second Appellate District, Division Five	N. (DILLON), IN RE Petition for review denied
<b>S139300</b> C047748 Third Appellate District	PEOPLE v. TREVINO Petition for review denied
<b>S139305</b> C048411 Third Appellate District	PEOPLE v. JOHNSON Petition for review denied

**S139308**

A109687 First Appellate District,  
Division Four

BISHOP v. EQUITY GROWTH ASSET  
MANAGEMENT CORPORATION  
Petition for review denied

**S139313**

B173224 Second Appellate District,  
Division Four

PEOPLE v. HAMILTON  
Petition for review denied

**S139318**

B178172 Second Appellate District,  
Division Eight

PEOPLE v. HUMPHREY  
Petition for review denied

**S139327**

C044502 Third Appellate District

PEOPLE v. LEIGHTON  
Petition for review denied

**S139328**

E036937 Fourth Appellate District,  
Division Two

PEOPLE v. PRUITT  
Petition for review denied

**S139331**

B179409 Second Appellate District,  
Division Two

PEOPLE v. ORTIZ  
Petition for review denied

**S139332**

B174478 Second Appellate District,  
Division Four

PEOPLE v. MUSHARBASH  
Petition for review denied

**S139338**

G035489 Fourth Appellate District,  
Division Three

F. (VICTOR), IN RE  
Petition for review denied

**S139349**

D042717 Fourth Appellate District,  
D044257 Division One

DAVILA v. NICKELL (RODRIGUEZ)  
Petition for review denied

**S139350**

E035640 Fourth Appellate District,  
Division Two

PEOPLE v. DOAK  
Petition for review denied

**S139356**

E036423 Fourth Appellate District,  
Division Two

## PEOPLE v. LEANOS

Petition for review denied

**S139360**

B179764 Second Appellate District,  
Division Six

## PEOPLE v. WOODIS

Petition for review denied

**S139361**

E036572 Fourth Appellate District,  
Division Two

## PEOPLE v. DAVIS

Petition for review denied

**S139365**

F047393 Fifth Appellate District

## PEOPLE v. WALKER

Petition for review denied

**S139385**

B181531 Second Appellate District,  
Division One

## PEOPLE v. BROWN

Petition for review denied

**S139387**

B178507 Second Appellate District,  
Division Six

## PEOPLE v. TORRES

Petition for review denied

**S139389**

A107095 First Appellate District,  
Division Four

CHURCH OF SCIENTOLOGY v. S.C.  
(ARMSTRONG)

Petition for review denied

Kennard, J., is of the opinion the petition should  
be granted.

**S139391**

C046834 Third Appellate District

## PEOPLE v. JONES

Petition for review denied

**S139393**

B174856 Second Appellate District,  
Division Three

ENVIRONMENTALISM THROUGH INSPIRATION  
v. LOS ANGELES (PLAYA CAPITAL COMPANY)

Petition for review denied

**S139399**

B183213 Second Appellate District,  
Division Eight

MEDINA (ANTHONY) ON H.C.  
Petition for review denied

**S139668**

A112108 First Appellate District,  
Division Two

BUNDA v. S.C. (PEOPLE)  
Petition for review and application for stay denied

**S139717**

B181821 Second Appellate District,  
Division Four

PACIFIC GAS & ELECTRIC COMPANY v. S.C.  
(AGUAYO)  
Petition for review and application for stay denied

Chin, J., was recused and did not participate.

**S139849**

B186494 Second Appellate District,  
Division Eight

PROFESSIONAL SECURITY CONSULTANTS v.  
S.C.  
Petition for review and application for stay denied

**S129393**

SANTANA (ANDRES) ON H.C.  
Petition for writ of habeas corpus denied

**S129578**

MADSEN (RICHARD E.) ON H.C.  
Petition for writ of habeas corpus denied

**S130214**

BARGER (MARK A.) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S130740**

BRANTLEY (TIMOTHY T.) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S130744**

MENDOZA (ALEJANDRO) ON H.C.  
Petition for writ of habeas corpus denied



**S130845**

REYES (MARIO) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S130872**

REDFORD (EDDIE L.) ON H.C.  
Petition for writ of habeas corpus denied

**S130941**

PIERCE (JAMES EARL) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921.)

**S130954**

BONNER (DAVID) ON H.C.  
Petition for writ of habeas corpus denied

**S131004**

RANGEL (ROBERTO) ON H.C.  
Petition for writ of habeas corpus denied

**S131006**

NGUYEN (DAI) ON H.C.  
Petition for writ of habeas corpus denied

**S131051**

CORTEZ (SATURNINO C.) ON H.C.  
Petition for writ of habeas corpus denied

**S131068**

SCOTT (RONALD L.) ON H.C.  
Petition for writ of habeas corpus denied

**S131138**

JANSEN (KEVIN) ON H.C.  
Petition for writ of habeas corpus denied

**S131167**

MITCHELL (LEONARD) ON H.C.  
Petition for writ of habeas corpus denied

**S131191**

MORGAN (WILLIE) ON H.C.  
Petition for writ of habeas corpus denied

**S131192**

MUHAMMAD (ABDULLAH) ON H.C.  
Petition for writ of habeas corpus denied

**S131199**

SHEPPARD (JEREMIAH) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)

**S131210**

GONZALEZ (ANTONIO) ON H.C.  
Petition for writ of habeas corpus denied

**S131216**

RADFORD (EDDIE LEE) ON H.C.  
Petition for writ of habeas corpus denied

**S131217**

TROUPE (WILLIE ANDRE) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750.)

**S131220**

DIXIE (JAMES LEWIS) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S131231**

COBOS (TONY) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734; *In re Dannenberg* (2005) 34 Cal.4th 1061; *In re Rosenkrantz* (2002) 29 Cal.4th 616.)

**S131249**

BREWER (DELIAN) ON H.C.  
Petition for writ of habeas corpus denied

**S131251**

HERNANDEZ (DAVID) ON H.C.  
Petition for writ of habeas corpus denied

**S131256**

PAYNE (GREGORY L.) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Dannenberg* (2005) 34 Cal.4th 1061;  
*In re Rosenkrantz* (2002) 29 Cal.4th 616.)

**S131267**

VARGAS (GEORGE) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Miller* (1941) 17 Cal.2d 734; *In re Dixon* (1953) 41 Cal.2d 756.)

**S131296**

JOHNSON (ANDRE) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S131346**

SHAHEED (KARRIEM) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S131351**

KARR (RICHARD) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Dannenberg* (2005) 34 Cal.4th 1061;  
*In re Rosenkrantz* (2002) 29 Cal.4th 616.)

**S131418**

WATKINS (NOEL KEITH) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Dannenberg* (2005) 34 Cal.4th 1061;  
*In re Rosenkrantz* (2002) 29 Cal.4th 616.)

**S131491**

WAGAN (MANUEL A.) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Dannenberg* (2005) 34 Cal.4th 1061;  
*In re Rosenkrantz* (2002) 29 Cal.4th 616.)

**S131495**

MITCHELL (DEWALTER) ON H.C.  
Petition for writ of habeas corpus denied

**S131563**

WILLS (DALE) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921.)

**S131571**

AVILA (RUBEN) ON H.C.  
Petition for writ of habeas corpus denied

**S131587**

PAYNE (GREGORY L.) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Dannenberg* (2005) 34 Cal.4th 1061;  
*In re Rosenkrantz* (2002) 29 Cal.4th 616.)

**S131590**

WASHINGTON (WARREN E.) ON H.C.  
Petition for writ of habeas corpus denied

(See *People v. Duvall* (1995) 9 Cal.4th 464,  
474; *In re Rosenkrantz* (2002) 29 Cal.4th 616.)

**S131603**

HERNANDEZ (FRANCISCO R.) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780;  
*In re Dexter* (1979) 25 Cal.3d 921.)

**S131616**

JOHNSON (MARLOW W.) ON H.C.  
Petition for writ of habeas corpus denied

**S131635**

WILLIAM (DERICK A.) ON H.C.  
Petition for writ of habeas corpus denied

**S131646**

SAVAGE (BOB) ON H.C.  
Petition for writ of habeas corpus denied

**S131669**

SOUSA (JUAN) ON H.C.  
Petition for writ of habeas corpus denied

**S131676**

MARTINEZ (JIMMY) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756.)

**S131710**

SANTIFER (COREY D.) ON H.C.  
Petition for writ of habeas corpus denied

**S131712**

MARTIN (JONATHAN) ON H.C.  
Petition for writ of habeas corpus denied

**S131716**

BARK (ERIC) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S131720**

SWAFFORD (RONNIE) ON H.C.  
Petition for writ of habeas corpus denied

**S131722**

HODGES (DANUAL) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734; *In re Dixon* (1953) 41 Cal.2d 756.)

**S131723**

CAMACHO (FELIX) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Waltreus* (1965) 62 Cal.2d 218.)

**S131726**

COLLINS (ALONZO LONNIE) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S131729**

ANDERSON (MARK E.) ON H.C.  
Petition for writ of habeas corpus denied

**S131731**

DOUGLAS (FREDERICK) ON H.C.  
Petition for writ of habeas corpus denied

**S131740**

ELAM (KALI A.) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Wessley W.* (1981) 125 Cal.App.3d 240, 246; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S131750**

PRATER (CHRISTOPHER K.) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S131813**

BREEDLOVE (CALVIN) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Dannenberg* (2005) 34 Cal.4th 1061; *In re Rosenkrantz* (2002) 29 Cal.4th 616; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S131846**

MORGAN (RANDY) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Dannenberg* (2005) 34 Cal.4th 1061; *In re Rosenkrantz* (2002) 29 Cal.4th 616.)

**S131850**

KANGAS (DAVID) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Duvall* (1995) 9 Cal.4th 464, 474; *In re Dannenberg* (2005) 34 Cal.4th 1061.)

**S131877**

WILSON (LARRY) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Dannenberg* (2005) 34 Cal.4th 1061; *In re Rosenkrantz* (2002) 29 Cal.4th 616.)

**S131886**

SANCHEZ (TOMAS F.) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dannenberg* (2005) 34 Cal.4th 1061.)

**S131922**

VELASCO (RICHARD) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Dannenberg* (2005) 34 Cal.4th 1061; *In re Rosenkrantz* (2002) 29 Cal.4th 616.)

**S132004**

RAMOS (LINO) ON H.C.  
Petition for writ of habeas corpus denied

**S134436**

LABRANCH (GARY W.) ON H.C.  
Petition for writ of habeas corpus denied

**S134439**

HURD (DALE R.) ON H.C.  
Petition for writ of habeas corpus denied

**S135424**

LABRANCH (GARY W.) ON H.C.  
Petition for writ of habeas corpus denied

**S136273**

HURD (DALE R.) ON H.C.  
Petition for writ of habeas corpus denied

**S139170**

GREEN (DONALD) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921.)

**S139200**

ALDANA (RUBEN) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921.)

**S139207**

ATTERBURY (DANNY) ON H.C.  
Petition for writ of habeas corpus denied

without prejudice to filing appropriate motions  
in the trial court.

**S139307**

GALINDO (CESAR MAGANA) ON H.C.  
Petition for writ of habeas corpus denied

**S139515**

CARTER (MARKEE) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Miller* (1941) 17 Cal.2d 734.)

**S139619**

HALL, INQUIRY RE  
Order:

The "Petition for Order Relieving Special Masters of their Assignment and Directing Appointment of New Special Masters," filed by the Commission on Judicial Performance on December 15, 2005, is granted. The order filed by this court on September 20, 2005 (Admin. 2005-9-1), appointing three special masters in Inquiry Concerning Judge Diana R. Hall, No. 175 is vacated, and we shall proceed with the process of selecting and appointing three new special masters to serve in that matter. To facilitate the selection and appointment of the



new special masters, the Commission on Judicial Performance is directed to set a tentative date for the commencement of a new hearing to be conducted before the new special masters and to inform this court of that date.

**S138653**

B177711 Second Appellate District,  
Division Two

THURMAN LOS ANGELES, INC. v. CITY OF LOS  
ANGELES (EL COMITE DE LA ESPERANZA)  
Publication request denied

**S139012**

B178654 Second Appellate District,  
Division Three

PEOPLE v. WIEGE  
Depublication request denied

**S139105**

B176461 Second Appellate District,  
Division Eight

FOUNDATION FOR TAXPAYER & CONSUMER  
RIGHTS v. GARAMENDI(MERCURY INSURANCE)  
Depublication request denied

**S139334**

E037072 Fourth Appellate District,  
Division Two

CORONA DYNASTY SUITES, INC. v.  
DEPARTMENT OF TRANSPORTATION  
Publication request denied

**S118561**

A093424 First Appellate District,  
A093649 Division Three

KINSMAN v. UNOCAL CORPORATION  
Time extended to consider modification or rehearing  
to March 14, 2006.

**S138433**

B171712 Second Appellate District,  
Division Eight

PEOPLE v. CASTRO  
Time extended to grant or deny review  
to February 3, 2006.

**S138642**

B185165 Second Appellate District,  
Division Four

NEVAREZ (RICHARD) ON H.C.  
Time extended to grant or deny review  
to February 3, 2006.

**S138676**

B177847 Second Appellate District,  
Division Five

## PEOPLE v. SMITH

Time extended to grant or deny review

to February 26, 2006.

**S138711**

A111835 First Appellate District,  
Division Four

## FUIMAONO (BOBO) ON H.C.

Time extended to grant or deny review

to February 7, 2006.

**S138715**

D043711 Fourth Appellate District,  
Division One

## PEOPLE v. COSTA

Time extended to grant or deny review

to February 7, 2006.

**S138733**

C043892 Third Appellate District

## PEOPLE v. SMITH

Time extended to grant or deny review

to February 7, 2006.

**S138833**

B186537 Second Appellate District,  
Division Eight

## THOMAS (DEXTER) ON H.C.

Time extended to grant or deny review

to February 10, 2006.

**S138839**

C045197 Third Appellate District

## PEOPLE v. HALLQUIST

Time extended to grant or deny review

to February 10, 2006.

**S138841**

B186490 Second Appellate District,  
Division Seven

## GRIFFITHS (STEVEN) ON H.C.

Time extended to grant or deny review

to February 10, 2006.

**S138842**

B169857 Second Appellate District,  
Division Two

## PEOPLE v. SMITH

Time extended to grant or deny review

to February 6, 2006.

**S138852**

B180498 Second Appellate District,  
Division Two

PEOPLE v. TSE

Time extended to grant or deny review

to February 10, 2006.

**S138856**

B177080 Second Appellate District,  
Division Six

PEOPLE v. PHOUTTHACHAK

Time extended to grant or deny review

to February 10, 2006.

**S138863**

C045892 Third Appellate District

PEOPLE v. DEBORTOLI

Time extended to grant or deny review

to February 10, 2006.

**S138869**

E038570 Fourth Appellate District,  
Division Two

BAILEY (OMAR JOESHAWN) ON H.C.

Time extended to grant or deny review

to February 10, 2006.

**S138875**

D044763 Fourth Appellate District,  
Division One

PEOPLE v. RODRIGUEZ

Time extended to grant or deny review

to February 8, 2006.

**S138881**

B186737 Second Appellate District,  
Division Three

LEE (CORNELIUS VON) ON H.C.

Time extended to grant or deny review

to February 8, 2006.

**S138885**

B171865 Second Appellate District,  
Division Seven

PEOPLE v. PERRY

Time extended to grant or deny review

to February 1, 2006.

**S138886**

B178308 Second Appellate District,  
Division Eight

PEOPLE v. MORONES

Time extended to grant or deny review

to February 10, 2006.

**S138889**

B175858 Second Appellate District,  
Division Three

## PEOPLE v. ADAMS

Time extended to grant or deny review

to February 10, 2006.

**S138890**

B179807 Second Appellate District,  
Division Three

## ADAMS (DONALD) ON H.C.

Time extended to grant or deny review

to February 10, 2006.

**S138895**

G036256 Fourth Appellate District,  
Division Three

## MILES (GUY DONELL) ON H.C.

Time extended to grant or deny review

to February 14, 2006.

**S138910**

B186205 Second Appellate District,  
Division Three

## GRAY (HENRY) ON H.C.

Time extended to grant or deny review

to February 10, 2006.

**S138922**

D043581 Fourth Appellate District,  
Division One

## PEOPLE v. MAGANA

Time extended to grant or deny review

to February 15, 2006.

**S138946**

A103263 First Appellate District,  
Division Five

## PEOPLE v. PATTERSON

Time extended to grant or deny review

to February 15, 2006.

**S138950**

G034000 Fourth Appellate District,  
Division Three

## PEOPLE v. SHaida

Time extended to grant or deny review

to February 15, 2006.

**S138966**

C050967 Third Appellate District

## CEJAS (ANDREW A.) ON H.C.

Time extended to grant or deny review

to February 16, 2006.

**S138970**

B165302 Second Appellate District,  
Division Two

PEOPLE v. WASHINGTON

Time extended to grant or deny review

to February 16, 2006.

**S138972**

B175753 Second Appellate District,  
Division Four

PEOPLE v. COOKE

Time extended to grant or deny review

to February 14, 2006.

**S138975**

C044577 Third Appellate District

REGIONAL COUNCIL OF RURAL COUNTIES v.  
STATE

Time extended to grant or deny review

to February 14, 2006.

**S138982**

C047268 Third Appellate District

PEOPLE v. HARPER

Time extended to grant or deny review

to February 16, 2006.

**S058734**

PEOPLE v. HOLMES, MCCLAIN & NEWBORN

Extension of time granted

to March 7, 2006 to file appellant Lorenzo Newborn's opening brief. After that date, only one further extension totaling about 25 additional days is contemplated. Extension is granted based upon counsel Eric Multhaup's representation that he anticipates filing that brief by March 2006.

**S067392**

PEOPLE v. FREDERICKSON (DANIEL C.)

Extension of time granted

to March 7, 2006 to file the appellant's opening brief.

**S072161**

PEOPLE v. POTTS (THOMAS)  
Extension of time granted

to March 7, 2006 to file the appellant's opening brief. After that date, only two further extensions totaling about 120 additional days will be granted. Extension is granted based upon counsel Michael P. Goldstein's representation that he anticipates filing that brief by July 31, 2006.

**S076721**

PEOPLE v. JONES (WILLIAM ALFRED)  
Extension of time granted

to March 14, 2006 to file the respondent's brief.

**S077166**

PEOPLE v. MCKINNON (CRANDELL)  
Extension of time granted

to March 6, 2006 to file the appellant's opening brief.

**S080056**

PEOPLE v. BELL (MICHAEL)  
Extension of time granted

to March 14, 2006 to file the appellant's opening brief.

**S136861**

JABLONSKI (PHILIP CARL) ON H.C.  
Extension of time granted

to January 30, 2006 to file the informal response to the petition for writ of habeas corpus. After that date, only two further extensions totaling about 60 additional days will be granted. Extension is granted based upon Deputy Attorney General Christopher W. Grove's representation that he anticipates filing that document by March 30, 2006.

**S072161**

PEOPLE v. POTTS (THOMAS)

Withdrawal of counsel allowed by order

Good cause appearing, the application of appointed counsel for permission to withdraw as attorney of record for appellant Thomas Potts, filed November 30, 2005, is granted. The order appointing the State Public Defender as appellate counsel of record for appellant Thomas Potts, filed September 25, 2003, is hereby vacated. Michael P. Goldstein is hereby appointed as counsel of record to represent appellant Thomas Potts for the direct appeal in the above automatic appeal now pending in this court.

**S093456**

PEOPLE v. THOMAS (ALEX)

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Robert Derham is hereby appointed to represent appellant Alex Dale Thomas for the direct appeal in the above automatic appeal now pending in this court.

**S049596**

PEOPLE v. BRYANT, SMITH &amp; WHEELER

Record ordered unsealed

Defendant Donald Smith's September 19, 2002, "Motion to vacate premature certification of the record and briefing schedule and for order directing augmentation of the record, or, in the alternative, reversing appellant's judgment of conviction and sentence," joined by defendants Stanley Bryant and Leroy Wheeler, is granted in part as follows:

On or before January 31, 2006, the clerk is directed to provide counsel for defendant Smith with a copy of the January 24, 1995 RT 6327-6331 and February 1, 1995 RT 6932-1 to 6392-14, and the reporter's certification for each transcript. It is ordered that only counsel for defendant and counsel for respondent, and their respective investigators, may use the copy of the reporter's transcript. Use of such materials

is limited to this appeal and to any petition for writ of habeas corpus challenging the lawfulness of confinement pursuant to the underlying judgment of death. To the extent the parties quote or describe such materials in court papers, those papers must themselves be filed or lodged under seal. The clerk is further directed to keep these materials under seal. Counsel for defendants Bryant and Wheeler will already receive copies of the January 24, 1995 RT 6327-6331 and February 1, 1995 RT 6932-1 to 6392-14, and the reporter's certification for each for each transcript, pursuant to our January 4, 2006 order regarding defendant Stanley Bryant's September 13, 2002, "Motion to vacate certification, or, in the alternative, to correct, augment and settle the record." In all other respects, the motion is denied.

**S127641**

A104078 First Appellate District,  
Division Four

**FRYE v. TENDERLOIN HOUSING CLINIC**  
Order filed

The request of counsel for respondent in the above referenced cause to allow two counsel to argue on behalf of respondent at oral argument is hereby granted. The request of respondent to allocate to amicus curiae ACLU Foundation of Northern California 12 minutes of respondent's 30-minute allotted time for oral argument is granted.

**S137840****GRADY ON DISCIPLINE**  
Recommended discipline imposed

It is ordered that **SCOTT LAFORCE GRADY, State Bar No. 153760**, be suspended from the practice of law for three years and until he provides proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and present learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of the suspension be stayed, and that he be placed on probation for three years on condition that he be actually suspended for 14 months and until he



complies with standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct. Respondent is further ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on August 10, 2005, as modified by its order filed August 31, 2005. Costs are awarded to the State Bar in accordance with Business & Professions Code § 6086.10 and payable in accordance with Business & Professions Code § 6140.7.

**S138432****DORSA ON DISCIPLINE**

Recommended discipline imposed: disbarred

It is ordered that **LAWRENCE RODGER DORSA, State Bar No. 176730**, be disbarred from the practice of law in the State of California and that his name be stricken from the Roll of Attorneys. Dorsa is ordered to comply with California Rules of Court, rule 955 and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date order.\* Costs are awarded to the State Bar.

\*(See Bus. and Prof. Code, § 6126, subd. (c).)

**S138435****ARACK ON DISCIPLINE**

Recommended discipline imposed

It is ordered that **GEORGE ARACK, JR., State Bar No. 47397**, be suspended from the practice of law for one year, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on July 7, 2005. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar*

(1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business & Professions Code § 6086.10 and payable in accordance with Business & Professions Code § 6140.7.

**S138437**

**BRUBAKER ON DISCIPLINE**

Recommended discipline imposed

It is ordered that **GREGORY A. BRUBAKER, State Bar No. 163916**, be suspended from the practice of law for 18 months, that execution of the suspension be stayed, and that he be placed on probation for three years on condition that he be actually suspended from the practice of law for 18 months, and until he makes restitution to Ray Durrer (or the Client Security Fund, if appropriate) in the amount of \$2,500 plus 10% interest per annum from March 3, 2003, and furnishes satisfactory proof thereof to the Office of Probation of the State Bar. Respondent is further ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed August 17, 2005. It is further ordered that respondent take and pass the Multistate Professional Responsibility Examination during the period of his actual suspension. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Respondent is further ordered to comply with rule 955 of the California Rules of Court, and that respondent perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.\* Costs are awarded to the State Bar in accordance with Business & Professions Code § 6086.10 and payable in accordance with Business & Professions Code § 6140.7.

\*(See Bus. and Prof. Code, § 6126, subd. (c).)

S138438

COPREN ON DISCIPLINE

Recommended discipline imposed

It is ordered that **LISA DANIELLE COPREN, State Bar Number 171022**, be suspended from the practice of law in the State of California for one year, that execution of the one-year suspension be stayed, and that she be actually suspended from the practice of law for sixty days and until she makes restitution to Barbara Swing (or the Client Security Fund, if it has paid) in the amount of \$750 plus interest thereon at the rate of 10 percent simple interest per annum from September 4, 2003, until paid and she furnishes satisfactory proof thereof to the State Bar's Office of Probation in Los Angeles and until she files and the State Bar Court grants a motion to terminate her actual suspension, as recommended by the Hearing Department of the State Bar Court in its decision filed on January 11, 2005, as modified by the Review Department of the State Bar Court in its opinion filed on August 31, 2005. Copren is ordered to comply with any probation conditions hereinafter imposed by the State Bar Court as a condition of terminating her actual suspension. If Copren is actually suspended for two years or more, she will remain actually suspended until she shows proof satisfactory to the State Bar Court of her rehabilitation, present fitness to practice, and present learning and ability in the general law in accordance with standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. Copren is also ordered to take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order or during the period of her actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) If respondent remains actually suspended for 90 days or more, is further ordered that respondent comply with rule 955 of the California Rules of Court, and that she perform the acts specified in paragraphs (a) and (c) of that rule within 120 and 130 days, respectively, after the effective date of this order.\* Costs are awarded to the

State Bar in accordance with Business and Professions Code § 6086.10 and are payable in accordance with Business and Professions Code § 6140.7.

\*(See Bus. & Prof. Code, § 6126, subd. (c).)

**S138439**

**BARONE ON DISCIPLINE**

**Recommended discipline imposed**

It is ordered that Leo Gerald Barone, Jr., State Bar Number 175840, be suspended from the practice of law in the State of California for two years and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, present fitness to practice, and present learning and ability in the general law in accordance with standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct, that execution of the two-year suspension be stayed, and that he be placed on probation for two years on the conditions of probation, including one year's actual suspension, recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on August 30, 2005. Barone is ordered to take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Barone is further ordered to comply with California Rules of Court, rule 955 and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.\* Costs are awarded to State Bar, and one-half of those costs must be added to and made a part of Barone's annual State Bar membership fees for the years 2007 and 2008. (Bus. & Prof. Code, § 6086.10.)

\*(See Bus. and Prof. Code, § 6126, subd. (c).)

**S138641**

**CURRIER, ACCUSATION OF**  
**Remanded to State Bar**

At its request, the above entitled accusation against an attorney is transferred back to the State Bar Office of the Chief Trial Counsel for further investigation.

**Bar Misc. 4186**

**IN THE MATTER OF THE APPLICATION OF THE  
COMMITTEE OF BAR EXAMINERS OF THE  
STATE OF CALIFORNIA FOR ADMISSION OF  
ATTORNEYS**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(LIST OF NAMES ATTACHED TO  
ORIGINAL ORDER)

**Bar Misc. 4186**

**IN THE MATTER OF THE APPLICATION OF THE  
COMMITTEE OF BAR EXAMINERS OF THE  
STATE OF CALIFORNIA FOR ADMISSION OF  
ATTORNEYS**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(LIST OF NAMES ATTACHED TO  
ORIGINAL ORDER)